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OFFICE OF PETITIONS

In re Application of
Grant
Application No. 09/804,484
Filed: March 12, 2001
Attorney Docket No. UF-10287

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ON PETITION

This decision concerns the renewed petition under 37 CFR 1.10(c), filed by facsimile on June 26, 2003.

The petition is **GRANTED**.

The previous petition under 37 CFR 1.10(c), filed on March 25, 2003, was accompanied by a letter from the U.S. Postal Service, indicating that the instant application had been delivered to the PTO on March 13, 2001 at 10:41 am. That petition, requesting a March 12, 2001 filing date, was dismissed on April 17, 2003 for lacking sufficient showing that the application papers had been deposited in the U.S. "Express Mail Post Office to Addressee" service on March 12, 2001, a day before the confirmed delivery date.

The instant renewed petition encloses another letter from the Postal Service, stating, in essence, that for this package, mailed from Orlando, Florida, to arrive in Washington, DC on March 13, 2001 at 10:41 am, it had to have been deposited in the "Express Mail" service on March 12, 2001 or earlier.

Therefore, for this application, the latest establishable date of deposit in the "Express Mail" service is March 12, 2001. The petition is thus granted.

No petition fee is owed.

The application is being forwarded to the Office of Initial Patent Examination for correcting the filing date to March 12, 2001, and for issuance of a revised filing receipt reflecting that filing date. Thereafter, the file will be returned to Technology Center 1600 to await a response to the May 22, 2003 final Office Action.

Telephone inquiries should be directed to the undersigned at (703) 308-0763.

RC Tang
Petitions Attorney
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